IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH

THE HON'BLE MR JUSTICE R.SUBHASH REDDY
WRIT PETITION NO: 15731 of 2006
Dated:22.01.2007

Between:

Joint Action Committee,
Sri Balasivayogindra Maharaj (SBSYM) Degree
College, Mydukur, reptd., by its Secretary.

..... PETITIONER

AND

The Director of Collegiate Education,
Nampally, Hyderabad and two others.

.....RESPONDENTS

HON'BLE SRI JUSTICE R.SUBHASH REDDY
WRIT PETITION No.15731 of 2006

ORDER:

In this writ petition, the petitioner-Joint Action Committee of Sri Balasivayogindra Maharaj (S.B.S.Y.M) Degree College, Mydukur, seeks directions by way of Mandamus to the first respondent-Director of Collegiate Education, Hyderabad, to dispose of the representation, dated 22.09.2005, submitted by it.

The third respondent-College is an aided College. According to the petitioner, the Correspondent of the third respondent-College, without any jurisdiction and authority, violating the provisions of A.P. Education Act, 1982 and Rules framed thereunder, suspended 17 teaching and non-teaching staff members on the ground that they had agitated Relay Fast. It appears that subsequently after completion of the enquiry, they were reinstated into service.

It is stated by the learned Government Pleader appearing for the respondents that as the Management of the third respondent-College was

involved in certain irregularities, it was suspended. Thereafter, a Special Officer was appointed to manage the affairs of the third respondent-College.

Nineteen teaching and non-teaching staff members of the third respondent-College by constituting a Joint Action Committee submitted a representation dated 22.09.2005 to the first respondent-Director of Collegiate Education to condone their suspension period and to pay the remaining half salary during the said suspension period. Now, the grievance of the petitioner-Joint Action Committee is that in spite of making such a representation, the first respondent has not taken any action till now.

However, it is to be seen that since the posts were grant-in-aid, the first respondent appears to have addressed a letter in R.C.No.1688/Admn.IV-3/2005, dated 20.11.2005, to the Principal Secretary to Government, Higher Education (C.E.II) Department to issue suitable orders in view of the representations made by the petitioner-Joint Action Committee. Inasmuch as the representations dated 22.09.2005 and 19.10.2005 made by the petitioner-Joint Action Committee were already referred to the Government for passing suitable orders, I dispose of the writ petition directing the Principal Secretary to Government, Higher Education (C.E.II) Department, to consider the letter dated 20.11.2005 addressed by the first respondent-Director of Collegiate Education, Hyderabad and pass appropriate orders within a period of two months from the date of receipt of a copy of this order.

With the above directions, the writ petition is disposed of. There shall be no order as to costs.

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R.SUBHASH REDDY, J

22.01.2007

Note:
Office is directed to depatch a copy
of this order to
The Principal Secretary to Government,
Higher Education (C.E.II) Department,
Government of Andhra Pradesh,
Hyderabad.